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 MST Management LLC, Dendary's Donut's, LLC,
 Lyon Greybear Lending, LLC, and Skyelee, LLC*

**IN THE UNITED STATES DISTRICT COURT
 FOR THE DISTRICT OF NEVADA**

MST MANAGEMENT LLC; DENDARY'S
 DONUTS, LLC; LYON & GREYBEAR
 LENDING, LLC; and SKYELEE, LLC,

Plaintiffs,

vs.

CHICAGO DOUGHNUT FRANCHISE
 COMPANY, LLC; DIVERSIFIED
 FRANCHISE GROUP, INC., BRIAN
 PAPPAS; JEFFREY PAPPAS; JACQUELINE
 BALL; MARK PUBLICOVER;
 MONTIEDELL "MONTY" MAPLE; BRYAN
 MORELLE; MARC FREEMAN; RIC
 McKOWN; and STEVEN MOULTON,

Defendants.

Case No. 2:21-cv-00360-JAD-DJA

The Hon. Jennifer A. Dorsey and The Hon.
 Daniel J. Albregts.

**STIPULATION WITHDRAWING
 MOTION TO EXTEND DEADLINES
 (ECF NO. 72) AND REMOVAL OF
 SAME FROM HEARING, AND
 REQUEST TO MOVE JANUARY 4,
 2021 HEARING DATE**

(FIRST REQUEST)

Complaint Filed: March 2, 2021

Pursuant to LR IA 6-1 and LR 26-3, Plaintiffs MST Management LLC; Dendary's Donuts LLC; Lyom & Greybear Lending, LLC; and Skyelee, LLC ("Plaintiffs"); Defendants Brian Pappas; Jeffrey Pappas; and Jacqueline Ball ("Pappas Defendants"); and Defendants Mark Publicover; Montiedell "Monty" Maple; Bryan Morelle; Marc Freeman; Ric McKown; and Steven Moulton ("PMMFMM Defendants" and collectively the "Parties"), by and through their respective undersigned counsel, hereby stipulate and agree that the most efficient use of judicial and party resources counsels in favor of the Court withdrawing the current Motion to Extend Deadlines ("Motion to Extend") and removing the motion from the docket of other discovery motions recently scheduled for hearing on January 4, 2022. *See* ECF 72 & 98.

In short, earlier today the Court scheduled the Motion to Extend for hearing on January 4, 2022; however, good cause and the collective interest of the parties and limited judicious resources warrant the withdrawal of the Motion to Extend from the Court's docket and removing the motion from the hearing as well. Simply put, no legitimate reason exists for the Court to hear an outdated and contested Motion to Extend arguing over the appropriateness of a *three-month* extension to case deadlines, when the agreed-upon stipulation the Parties filed today seeks a *five-month* extension of the deadlines, overtaking events and rendering the Motion to Extend moot. *See* ECF 97.

The Parties also request that the January 4, 2021 hearing be continued at least three to four weeks due to a trial setting scheduling conflict and to allow the parties time to try and resolve the discovery disputes.

The undersigned represent that this request is not designed for purposes of delay.

Dated: December 15, 2021



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Respectfully,

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IT IS SO ORDERED. The motions hearing currently scheduled for January 4, 2022 is
VACATED and **RESET** for **February 1, 2022 at 1:30 p.m. PST.**

DATED: December 16, 2021



Daniel J. Albregts
United States Magistrate Judge

CERTIFICATE OF SERVICE

I hereby certify that on this December 15, 2021, a copy of the foregoing was served upon all counsel registered on the Court's CM/ECF system, including the above identified individuals.

/s/ Jason C. McKenney
A partner of Mayer LLP